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STATE PROCUREMENT OFFICE  
NOTICE OF AND REQUEST FOR EXEMPTION  
FROM CHAPTER 103D, HRS

1. TO: Chief Procurement Officer  
2. FROM: Department of Transportation/Highways Division

Department/Division/Agency

Pursuant to §103D-102(b)(4), HRS, and Chapter 3-120, HAR, the Department requests a procurement exemption to purchase the following:

3. Description of goods, services or construction:

Electrical Engineering services for additional design work which may be needed during construction of the undergrounding of utilities for the Ala Moana Boulevard and Nimitz Highway resurfacing project.

4. Name of Vendor: Ronald N. S. Ho and Associates, Inc.

Address: 2138 Algaroba Street  
Honolulu, Hawaii 96826

5. Price:

~~\$350,000~~ **\$130,000**

6. Term of Contract: From: CPO approval To: December 30, 2012

7. Prior Exemption Ref. No.

8. Explanation describing how procurement by competitive means is either not practicable nor advantageous to the State: The DOT Highways Division hired Ronald N.S. Ho and Associates, Inc. ("Ron Ho") as its consultant under the open-end electrical engineering contract. Under this contract, Ron Ho was issued a Project Assignment Order to design the undergrounding of highway lighting for the Ala Moana Blvd. and Nimitz Hwy. resurfacing project. Additional electrical engineering services is required during the construction of the project in the event of unforeseen conditions that require design revisions. By hiring Ron Ho, we will be able to maintain continuity of services for this project and avoid inefficiencies. An exemption was previously request and approved (see attached) but the completion of design has been delayed and the term of contract has expired. The construction contract was recently awarded and work is scheduled to begin January 2011.

9. Details of the process or procedures to be followed in selecting the vendor to ensure maximum fair and open competition as practicable:

The DOT Highways Division will be hiring Ron Ho at the same rates in its previous open-end contract, which expired.

10. A description of the agency's internal controls and approval requirements for the exempted procurement:

The Deputy Director will approve purchase orders issued for this work.


**REQUEST FOR EXEMPTION FROM CHAPTER 103D, HRS (Cont.)**

12. A list of agency personnel, by position, who will be involved in the approval process and administration of the contract:			
Name	Position	Involvement in Process	
Gerald Dang	Administrative Services Officer	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Edwin Sniffen	Highway Administrator	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Michael Formby	Interim Director	<input checked="" type="checkbox"/> Approval	<input type="checkbox"/> Administration
Julius Fronda	Acting Design Branch Head	<input checked="" type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
Karl Kunishige	Traffic Design Section Head	<input type="checkbox"/> Approval	<input checked="" type="checkbox"/> Administration
		<input type="checkbox"/> Approval	<input type="checkbox"/> Administration

13. Direct inquiries to:	Department: Transportation
	Contact Name: Jamie Ho
	Phone Number: 587-2185
	Fax Number: 587-2340

Agency shall ensure adherence to applicable administrative and statutory requirements

14. *I certify that the information provided above is, to the best of my knowledge, true and correct.*

	12/14/10
Department Head	Date

Reserved for SPO Use Only	
15. Date Notice Posted <u>1/3/2011</u>	
<p>The Chief Procurement Officer is in the process of reviewing this request for exemption from Chapter 103D, HRS. Submit written objections to this notice to issue an exemption from Chapter 103D, HRS, within seven calendar days or as otherwise allowed from the above posted date to:</p> <p align="center">Chief Procurement Officer State Procurement Office P.O. Box 119 Honolulu, Hawaii 96810-0119</p>	
<p>Chief Procurement Officer's comments:</p> <p>As a reminder, individual(s) participating in procurement activities must be in compliance with Procurement Delegation No. 2010-01 and Amendment 1, and Procurement Circular No. 2010-05, as appropriate.</p> <p>This approval is for the solicitation process only, HRS section 103D-310(c) and HAR section 3-122-112, shall apply. This award is required to be posted on the Awards Reporting System.</p>	

16. ☒ **APPROVED**    ☐ **DISAPPROVED**    ☐ **NO ACTION REQUIRED**

	5/9/2011
Chief Procurement Officer	Date